

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA

Dr. Fiona Axelsson,

Plaintiff,

vs.

University of North Dakota School of Medicine  
& Health Sciences; Sanford; Sanford Health; and  
North Dakota Professional Health Program,

Defendants.

**ASSENTED TO MOTION AND  
MEMORANDUM IN SUPPORT OF  
MOTION FOR  
PROTECTIVE ORDER**

**Case No. 3:22-cv-00056**

[¶1] Pursuant to Rule 26(c) of the Federal Rules of Civil Procedure, the Court’s inherent authority, and pursuant to other applicable law or rule, Plaintiff Dr. Fiona Axelsson (“Plaintiff”), and Defendants University of North Dakota School of Medicine & Health Sciences, Sanford, Sanford Health, and the North Dakota Professional Health Program, (collectively the “Parties”) by and through their respective counsels of record, make the following assented to motion requesting the Court enter a protective order in this case to safeguard sensitive, confidential, and otherwise protected information during the discovery process.

[¶2] Due to the nature of this case against the Defendants involving claims under state and federal law of discrimination in employment based on sex and disability discrimination, the documents requested in discovery include information that is designated as confidential under State or Federal law such as Plaintiff’s medical records or certain information within the possession of the North Dakota Professional Health Program that is made confidential under N.D. Cent. Code Ch. 43-17.3. Further, Plaintiff was a medical resident at the University of North Dakota School of Medicine & Health Sciences and as such discovery may implicate requests for records that are subject to and protected under Federal law such as Title IX, Family Educational Rights and Privacy Act, or other statutes applicable to student educational records.

[¶3] Based on the nature of the records and information that will be subject to discovery in this case, the parties have entered into a Stipulated Protective Order duly executed by all parties of

record, which is filed herewith. The Defendant respectfully requests the Court issue a Protective Order adopting the terms of the Stipulated Protective Order.

Dated this 2<sup>nd</sup> day of February, 2023.

State of North Dakota  
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Attorney General

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Dakota School of Medicine & Health Sciences.

Dated this 2<sup>nd</sup> day of February, 2023.

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Attorneys for Plaintiff Dr. Fiona Axelsson.

Dated this 2<sup>nd</sup> day of February, 2023.

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Dated this 2<sup>nd</sup> day of February, 2023.

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